

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : James K. Hamlin
Application No. : 10/677,397 Confirmation No. : 8870
Filed : October 1, 2003
For : SYSTEM AND METHOD FOR COMMUNICATING
DATA
Art Unit : 2616
Examiner : Alexander Boakye

Mail Stop AMENDMENT
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b,c)

Sir:

iWORK SOFTWARE, LLC, a limited liability company having its principal office and place of business at 7900-200 Triad Center Drive, Greensboro, North Carolina, 27409, represents that it is the assignee of record of the entire, right, title and interest, by assignment, of the following pending United States patent applications:

1. Application No. 11/107,702 for "SYSTEM AND METHOD FOR COMMUNICATING DATA", filed April 14, 2005, as a continuation of Application No. 09/906,222, filed July 16, 2001 as a continuation of Application No. 09/000,751 filed December 30, 1997. An assignment of the '751 application by the inventors to FALK INTEGRATED TECHNOLOGIES, INC. was

recorded on December 30, 1997 at Reel 8925, Frames 168-71. An assignment of the '751 application by FALK INTEGRATED TECHNOLOGIES, INC. to iWORK SOFTWARE, LLC, dated June 18, 2001, was recorded on July 20, 2001 at Reel 11995, Frames 89-92. The assignment of the '751 application is effective for the '702 application as a continuation of a continuation.

2. Application No. 10/677,397 for "SYSTEM AND METHOD FOR COMMUNICATING DATA", filed October 1, 2003, as a continuation of Application No. 09/906,222, filed July 16, 2001 as a continuation of Application No. 09/000,751. The assignment of the '751 application is effective for the '397 application as a continuation of a continuation.

The undersigned, on behalf of iWORK SOFTWARE, LLC, hereby disclaims the terminal portion of the term of any patent to be issued on the present application, Application No. 10/677,397, which would extend beyond the expiration date of the full statutory term of any patent to be issued on said Application No. 11/107,702, in the event that said patent to be issued on said Application No. 11/107,702 were to issue before said patent to be issued on said Application No. 10/677,397.*

The undersigned, on behalf of iWORK SOFTWARE, LLC, agrees that any patent to be issued on the present Application No. 10/677,397 shall be enforceable only for and during such

* It is applicant's and assignee's intention that if said patent to be issued on said Application No. 11/107,702 issues before any patent to be issued on the above-identified Application No. 10/677,397, and if any change in the patent statutes changes the expiration date of said patent to be issued on said Application No. 11/107,702 to a later date, or if said patent to be issued on said Application No. 11/107,702 is hereafter awarded patent term adjustment under 35 U.S.C. § 154(b), then the date beyond which the term of any patent to issue on this application is disclaimed shall change along with the expiration date of said patent to be issued on said Application No. 11/107,702.

period as the legal title to such patent shall be the same as the legal title to said patent to be issued on said Application No. 11/107,702, in the event that said patent to be issued on said Application No. 11/107,702 were to issue before said patent to be issued on said Application No. 10/677,397. This agreement is to run with any patent to be issued on Application No. 10/677,397 and to be binding upon the grantee of such patent and its successors and assigns.

The undersigned, on behalf of iWORK SOFTWARE, LLC, does not disclaim any terminal part of the term of any patent, to be issued on the above-identified Application No. 10/677,397, that would extend to the expiration date of the full statutory term of said patent to be issued on said Application No. 11/107,702,* in the event that said patent to be issued on said Application No. 11/107,702 (1) issues before any patent to be issued on the above-identified Application No. 10/677,397 and (2) (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a,b), (e) has all claims cancelled by a reexamination certificate, or (f) is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title stated above.

The undersigned hereby states and certifies that:

* It is applicant's and assignee's intention that if said patent to be issued on said Application No. 11/107,702 issues before any patent to be issued on the above-identified Application No. 10/677,397, and if any change in the patent statutes changes the expiration date of said patent to be issued on said Application No. 11/107,702 to a later date, or if said patent to be issued on said Application No. 11/107,702 is hereafter awarded patent term adjustment under 35 U.S.C. § 154(b), then the date beyond which the term of any patent to issue on this application is disclaimed shall change along with the expiration date of said patent to be issued on said Application No. 11/107,702.

1. He is an attorney of record in the above-identified patent application and is authorized to act on behalf of assignee corporation in connection with said application; and

2. The relevant evidentiary documents have been reviewed and, to the best of the undersigned's and assignee's knowledge and belief, title to the above-identified Application No. 10/677,397 is in assignee.

iWORK SOFTWARE, LLC

/Jeffrey H. Ingerman/

August 9, 2007
Date

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